

No. 138

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FILED

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JAMES R. BROWNING, Clerk

IN THE
Supreme Court of the United States

OCTOBER TERM, 1959

UNITED STATES OF AMERICA, PETITIONER

AMERICAN-FOREIGN STEAMSHIP CORP., ET AL.

On Petition for a Writ of Certiorari to the United States
Court of Appeals for the Second Circuit

**SUPPLEMENTAL BRIEF FOR AMERICAN-FOREIGN
STEAMSHIP CORPORATION IN OPPOSITION**

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Washington, D. C.

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On August 12, 1959, the Government filed in the District Court its answer on the merits to the amended libel herein. On September 9, 1959 respondent filed exceptions and exceptive allegations thereto and asked for a decree *pro confesso* on the pleadings. The case, therefore, is now in a position to proceed to final judgment.

¹ At approximately the same times the Government filed substantially similar answers in the thirteen other cases which are included in the instant petition, and the libelants in those cases filed similar exceptions and exceptive allegations and asked for the same relief.

ment in the District Court and there is no need for this Court to decide at this time the question presented in the Government's petition, which the proceedings now pending in the District Court may render moot.

Respectfully submitted,

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